



RCE TITW

| | | | | |
|---|--------------------------------|--------------------------|-----------------------------------|--|
| AMENDMENT TRANSMITTAL LETTER | | | Docket No. SPINE 3.0-298 DIV I | |
| Application No. 10/645,235-Conf. #7163 | Filing Date August 21, 2003 | Examiner J. L. Swiger | Art Unit 3775 | |

Applicant(s): Mahmoud F. Abdelgany, Stephen Noel, and Alan Yeadon

Invention: BONE GRAFT FORMING GUIDE

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

| CLAIMS AS AMENDED | | | | | |
|--|---|---|-----------------------------------|----------|------|
| | Claims Remaining After Amendment | Highest Number Previously Paid | Number Extra Claims Present | Rate | |
| Total Claims | 41 | - 42 = | 0 | x 52.00 | 0.00 |
| Independent Claims | 6 | - 7 = | 0 | x 220.00 | 0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | |
| Other fee (please specify): | | | | | |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT: | | | | | 0.00 |

- ☒ Large Entity ☐ Small Entity
- ☒ No additional fee is required for this amendment.
- ☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
- ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095 as described below. A duplicate copy of this sheet is enclosed.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

April M. Capati
April M. Capati
Attorney/Agent Reg. No.: 54,298

Dated: March 23, 2009

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
600 South Avenue West
Westfield, New Jersey 07090
(908) 518-6394

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: March 23, 2009

Signature: April M. Capati (April M. Capati)



I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: March 23, 2009

Signature: _____

(April M. Capati)

Group Art Unit: 3775

Docket No.: SPINE 3.0-298 DIV I

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Abdelgany et al.

Application No.: 10/645,235

Filed: August 21, 2003

For: BONE GRAFT FORMING GUIDE

:
:
:
: Group Art Unit: 3775
:
: Examiner: J. L. Swiger
:
:

AMENDMENT SUBMITTED WITH RCE UNDER 37 C.F.R. §1.114

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

In response to the Office Action dated December 23, 2008, finally rejecting claims 1-3, 5, 6, 11, 14-40, 42, and 44, please amend the above-identified U.S. patent application as follows: